

Filed

SEP 25 2014

Benton County Circuit Court
Gerville, Oregon
Emerald

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF BENTON

STATE OF OREGON,

Plaintiff,

v.

WALEED ALI ALHARTHI,

Defendant.

CASE No. 14CR16191

**EX PARTE MOTION FOR
RELEASE OF DEFENDANT,
WALEED ALI ALHARTHI'S,
PASSPORT TO GINGER G.
MOONEY, OR HER AGENTS**

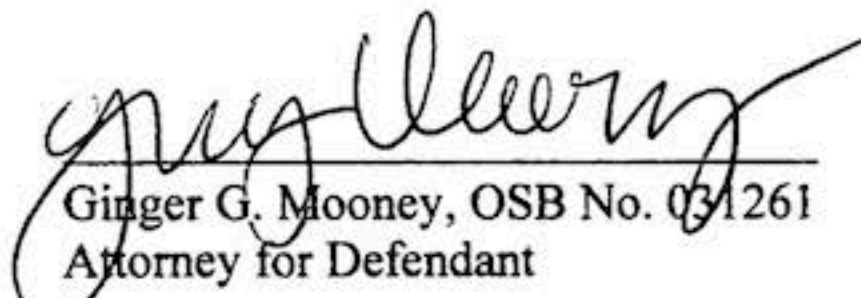
COMES NOW, the Defendant, Waleed Ali Alharthi, by and through his attorney of record, Ginger G. Mooney, and hereby moves this Court for an Order granting Defendant's *Ex Parte* Motion for Release of Defendant's Passport to Ginger G. Mooney, or her Agents, Amber D. Miller and/or Ken Rodli.

Counsel for Defendant has conferred with the Deputy District Attorney, Carrie Wineland. Ms. Wineland does not object to this *ex parte* motion. Support for this motion is found in the attached Declaration of Ginger G. Mooney.

DATED this 25th day of September, 2014.

Respectfully submitted,

VAN NESS, MOONEY LLC


Ginger G. Mooney, OSB No. 031261
Attorney for Defendant

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF BENTON

STATE OF OREGON,

Plaintiff,

v.

WALEED ALI ALHARTHI,

Defendant.

CASE No. 14CR16191

DECLARATION IN SUPPORT OF
EX PARTE MOTION FOR
RELEASE OF DEFENDANT,
WALEED ALI ALHARTHI'S,
PASSPORT TO GINGER G.
MOONEY OR HER AGENTS

STATE OF OREGON)
) ss.
County of Marion)

1. I am the attorney of record for Defendant in the above-entitled matter.
2. I make this Declaration in support of Defendant's *Ex Parte* Motion for release of Defendant's Passport to Ginger G. Mooney, or her Agents.
3. Defendant is a Saudi Arabian citizen, legally residing in the United States under a F-1-Student Visa. His only form of official identification is his passport.
4. On or about August 7, 2014, Defendant was taken into custody by the Benton County Sheriff's Office and housed in the Benton County Jail.
5. On or about August 11, 2014, after posting bail, Defendant was released from Benton County Jail's custody. Defendant was ordered to surrender his passport to the Trial Court Administrator. Defendant surrendered the passport as ordered, and the Benton

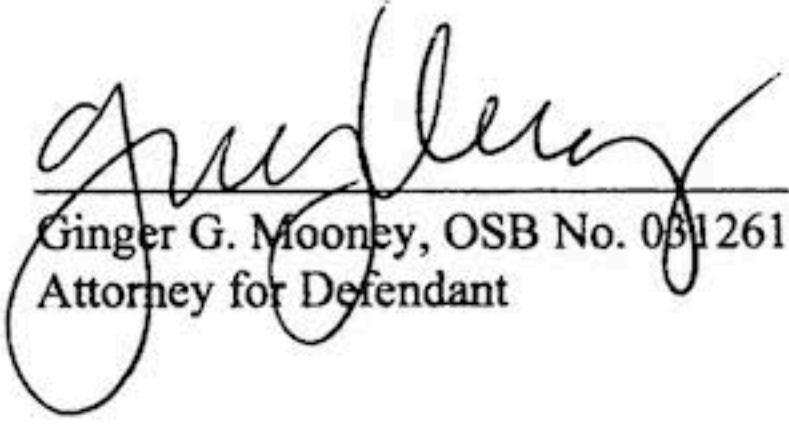
Verified Correct Copy of Original 9/25/2014.

County Trial Court Administrator has been in possession of Defendant's passport since on or before August 11, 2014.

6. Petitioner requires his passport to register for university classes.
7. Counsel for Defendant has consulted with Deputy District Attorney, Carrie Wineland regarding her position in this matter. Ms. Wineland does not object to the release of Defendant's passport to me, or my agents, Amber D. Miller and/or Ken Rodli, for a period of 4 days to begin September 25, 2014 at 12:00 p.m. until September 29, 2014 at or before 5:00 p.m.
8. I, or my agents, Amber D. Miller and/or Ken Rodli, will take control of the passport upon its release from the Trial Court Administrator and maintain personal control of the passport until it is returned to the Trial Court Administrator on September 29, 2014.

Pursuant to ORCP 1E, I, Ginger G. Mooney, hereby declare that the above statement is true to the best of my knowledge and belief, and that I understand it is made for use as evidence in court and is subject to penalty for perjury.

DATED this 25th day of September, 2014.


Ginger G. Mooney, OSB No. 031261
Attorney for Defendant